

NOT FINAL UNTIL TIME EXPIRES TO FILE REHEARING
MOTION AND, IF FILED, DETERMINED

IN THE DISTRICT COURT OF APPEAL
OF FLORIDA
SECOND DISTRICT

ARNOLD D. HERVY,)	
)	
Appellant,)	
)	
v.)	Case No. 2D05-4165
)	
STATE OF FLORIDA,)	
)	
Appellee.)	
_____)	

Opinion filed December 15, 2006.

Appeal from the Circuit Court
for Hillsborough County;
Ronald N. Ficarrotta, Judge.

James Marion Moorman, Public Defender,
and Julius J. Aulizio, Assistant
Public Defender, Bartow, for Appellant.

Charles J. Crist, Jr., Attorney General,
Tallahassee, and Helene S. Parnes,
Assistant Attorney General, Tampa,
for Appellee.

PER CURIAM.

Affirmed. See Potts v. State, 718 So. 2d 757, 759 (Fla. 1998) ("Because
the court's ruling [regarding the defendant's waiver of counsel] turns primarily on an

assessment of demeanor and credibility, its decision is entitled to great weight and will be affirmed on review if supported by competent substantial evidence in the record."); Guilder v. State, 899 So. 2d 412, 420 (Fla. 4th DCA 2005) (holding that "trial court did not abuse its discretion by failing to conduct a proper" inquiry pursuant to Faretta v. California, 422 U.S. 806 (1975), where record indicated defendant made the choice to proceed pro se with a full understanding of his decision).

CANADY, WALLACE, and LaROSE, JJ., Concur.